



Docket No.: 1293.1808

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Kirill SOKOLOV

Serial No. 10/644,097

Group Art Unit: 2851

Confirmation No. 4964

Filed: August 20, 2003

Examiner: Rochelle Blackman

For: COLOR SWITCHING PROJECTION APPARATUS WITH TWO LIQUID CRYSTAL
PANELS

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Statements of Reasons for Allowance were forwarded in the Office Actions mailed
October 6, 2004 and April 6, 2005.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must
be taken to ensure that statements of reasons for allowance (or
indication of allowable subject matter) are accurate, precise and
do not place unwarranted interpretations, whether broad or narrow
upon the claims. The examiner should keep in mind the possible
misinterpretations of his or her statement that may be made and
its possible estoppel effects.

The Examiner characterizes certain features of various claims. However, the Examiner
has not recited the appropriate language for the appropriate claims as pending and allowed in
the application.

By way of example, the Examiner refers to features being "in combination" with other
features. However, independent claim 41 does not recite a "combination." Furthermore, it is
submitted that the Examiner's reference to only portions of the claims is improper in that it

provides certain emphasis which might place unwarranted interpretations, whether broad or narrow, upon the claims.

The foregoing is merely meant to be exemplary, and does not point out all of the discrepancies between the Examiner's Statement of Reasons for Allowance and the claimed features of the currently pending claims.


It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 3-29-06

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